

Attorney Docket: Trutech P-304

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Steven G. Smarsh, et al.

Application No.: 10/523,162

Filing Date: January 27, 2005

Title: "WEAR RESISTANT GRINDING MACHINE COMPONENTS"

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

ELECTION UNDER 35 USC 121

Dear Sir:

This Response to Office Action is in response to the Examiner's Office Communication mailed August 27, 2007. The Office Communication stated that our 37 CFR 1.129(a) filing submitted on 06/15/07 was not fully responsive, and Applicant was given a one (1) month response time to provide a complete reply. The original Office Action dated May 15, 2007 stated that claim 1 was subject to restriction and/or an election requirement. In response to the election, Applicants hereby elect the species of a spindle, as recited in claim 1, as now amended, if the generic claim 2 is not held to be allowable. Claim 15 is new and readable upon the election of claim 1.